

# HOUSE BILL 975

R5

(0lr0025)

## *ENROLLED BILL*

— *Environmental Matters/Judicial Proceedings* —

Introduced by **Chair, Environmental Matters Committee (By Request –  
Departmental – Transportation)**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

\_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Vehicle Laws – Maryland Transportation Authority – Highways**

3 FOR the purpose of altering and redesignating the definition of “vehicular crossing”  
4 for purposes of certain provisions of the Maryland Vehicle Law to include  
5 certain highways under the jurisdiction of the Maryland Transportation  
6 Authority, thereby applying certain provisions of law to certain highways under  
7 the jurisdiction of the Authority and providing that certain powers and  
8 authority granted to the Authority are applicable to certain highways under the  
9 jurisdiction of the Authority; making conforming changes; and generally  
10 relating to highways under the jurisdiction of the Maryland Transportation  
11 Authority.

12 BY repealing and reenacting, with amendments,

13 Article – Courts and Judicial Proceedings

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

*Italics* indicate opposite chamber/conference committee amendments.



1 Section 7-302(b)  
 2 Annotated Code of Maryland  
 3 (2006 Replacement Volume and 2009 Supplement)

4 BY repealing and reenacting, without amendments,  
 5 Article – Transportation  
 6 Section 11-127, ~~21-1402~~, and ~~21-1403~~  
 7 Annotated Code of Maryland  
 8 (2009 Replacement Volume and 2009 Supplement)

9 BY repealing and reenacting, with amendments,  
 10 Article – Transportation  
 11 Section 21-1401, ~~21-1407~~, ~~21-1411~~, and ~~21-1413~~ through 21-1411, 21-1413,  
 12 and 21-1414(b)(1)  
 13 Annotated Code of Maryland  
 14 (2009 Replacement Volume and 2009 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
 16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article – Courts and Judicial Proceedings**

18 7-302.

19 (b) If a parking or impounding fine, penalty, or forfeiture, or a fine, penalty,  
 20 or forfeiture relating to violation of housing, building, fire, health, or sanitation codes,  
 21 or a Mass Transit Fare Payment Statute, or a fine or penalty relating to failure to pay  
 22 the prescribed toll at [a highway or vehicular crossing] AN AUTHORITY HIGHWAY, AS  
 23 DEFINED IN § 21-1401 OF THE TRANSPORTATION ARTICLE, is collected by the  
 24 District Court pursuant to a local ordinance, law, or regulation of a political  
 25 subdivision or municipality, or pursuant to a regulation of an agency of State  
 26 government authorized to regulate parking of motor vehicles, or pursuant to a statute  
 27 pertaining to the payment of mass transit fares, or pursuant to a statute pertaining to  
 28 the failure to pay tolls, it shall be remitted to the respective local government, or to the  
 29 State agency.

30 **Article – Transportation**

31 11-127.

32 “Highway” means:

33 (1) The entire width between the boundary lines of any way or  
 34 thoroughfare of which any part is used by the public for vehicular travel, whether or  
 35 not the way or thoroughfare has been dedicated to the public and accepted by any  
 36 proper authority; and

1 (2) For purposes of the application of State laws, the entire width  
2 between the boundary lines of any way or thoroughfare used for purposes of vehicular  
3 travel on any property owned, leased, or controlled by the United States government  
4 and located in the State.

5 21-1401.

6 (a) In this subtitle the following words have the meanings indicated.

7 (b) "Approach" means any roadway, overhead structure, ramp, bridge,  
8 causeway, entrance, and exit provided as a means of access to or departure from a  
9 vehicular crossing AN AUTHORITY HIGHWAY.

10 (c) "AUTHORITY HIGHWAY" MEANS:

11 (1) EACH HIGHWAY, TUNNEL, AND BRIDGE WITHIN THE  
12 JURISDICTION OF THE MARYLAND TRANSPORTATION AUTHORITY; AND

13 (2) EACH APPROACH TO THESE HIGHWAYS, TUNNELS, AND  
14 BRIDGES.

15 (D) "Bridge" means any bridge within the jurisdiction of the Maryland  
16 Transportation Authority.

17 ~~(d)~~ (E) "Tunnel" means:

18 (1) The Baltimore Harbor Tunnel; and

19 (2) Any other tunnel within the jurisdiction of the Maryland  
20 Transportation Authority.

21 ~~(e)~~ ~~"Vehicular crossing" means:~~

22 ~~(1) Each [tunnel] HIGHWAY, TUNNEL, and bridge within the~~  
23 ~~jurisdiction of the Maryland Transportation Authority; and~~

24 ~~(2) Each approach to these [tunnels] HIGHWAYS, TUNNELS, and~~  
25 ~~bridges.~~

26 21-1402.

27 Unless specifically modified or changed by this subtitle, each provision of the  
28 Maryland Vehicle Law applicable to motor vehicles on highways applies on all  
29 vehicular crossings AUTHORITY HIGHWAYS.

30 21-1403.

1 To promote safety for users of ~~vehicular crossings~~ **AUTHORITY HIGHWAYS**, the  
2 Maryland Transportation Authority may adopt rules and regulations governing traffic  
3 using the ~~vehicular crossings~~ **AUTHORITY HIGHWAYS**.

4 21-1404.

5 (a) Traffic using any [vehicular crossing] AUTHORITY HIGHWAY shall obey  
6 any lawful sign.

7 (b) Traffic using any [vehicular crossing] AUTHORITY HIGHWAY shall obey  
8 any lawful order of any authorized employee of the [vehicular crossing] AUTHORITY  
9 HIGHWAY.

10 (c) Traffic using any [vehicular crossing] AUTHORITY HIGHWAY shall obey  
11 any lawful signal of any authorized employee of the [vehicular crossing] AUTHORITY  
12 HIGHWAY.

13 (d) Traffic using any [vehicular crossing] AUTHORITY HIGHWAY shall obey  
14 any lawful direction by voice, sign, or hand of any authorized employee of the  
15 [vehicular crossing] AUTHORITY HIGHWAY.

16 21-1405.

17 (a) Unless authorized by the Chairman of the Maryland Transportation  
18 Authority, pedestrians may not use any [vehicular crossing] AUTHORITY HIGHWAY.

19 (b) Unless authorized by the Chairman of the Maryland Transportation  
20 Authority, bicycles may not use any [vehicular crossing] AUTHORITY HIGHWAY.

21 21-1406.

22 A person may not hitchhike on any [vehicular crossing] AUTHORITY HIGHWAY  
23 and a motorist may not pick up or discharge any person on any [vehicular crossing]  
24 AUTHORITY HIGHWAY.

25 21-1407.

26 (a) The driver of a vehicle may not stop, stand, or park the vehicle on any  
27 ~~vehicular crossing~~ **AUTHORITY HIGHWAY** [or highway under the jurisdiction of the  
28 Maryland Transportation Authority], except:

29 (1) If necessary to avoid injury or damage to any person or property;

1 (2) In compliance with the lawful direction of an authorized employee  
2 of the ~~vehicular crossing~~ **AUTHORITY HIGHWAY**;

3 (3) At a designated area for the transaction of business at an  
4 Administration building; or

5 (4) If the vehicle is disabled or involved in an accident, in which case  
6 the vehicle shall be moved, if possible:

7 (i) To the shoulder of the roadway;

8 (ii) Adjacent to the emergency walkway on a bridge; or

9 (iii) As otherwise directed by a patrol officer.

10 (b) Notwithstanding § 25–201(b) of this article, the Maryland Transportation  
11 Authority may adopt regulations governing the removal of vehicles left unattended for  
12 12 or more hours on any ~~vehicular crossing~~ **AUTHORITY HIGHWAY** [or highway under  
13 its jurisdiction].

14 21–1408.

15 (a) Except at the lawful direction of an authorized employee of the [vehicular  
16 crossing] AUTHORITY HIGHWAY, a vehicular turn may not be made in any area  
17 where turns are prohibited by signs.

18 (b) Except at the lawful direction of an authorized employee of the [vehicular  
19 crossing] AUTHORITY HIGHWAY, a vehicular turn may not be made at crossovers  
20 provided for emergency vehicles.

21 21–1409.

22 If a [vehicular crossing] AUTHORITY HIGHWAY has a posted minimum speed,  
23 that minimum speed shall be maintained.

24 21–1410.

25 A vehicle may not be driven on any [vehicular crossing] AUTHORITY HIGHWAY  
26 if the vehicle or its load exceeds the maximum weight, width, or height permitted by  
27 the regulations of the Maryland Transportation Authority for that [vehicular crossing]  
28 AUTHORITY HIGHWAY.

29 21–1411.

30 (a) Except as permitted by the rules and regulations of the Maryland  
31 Transportation Authority and to the extent permitted by federal law, a person may not

1 transport or knowingly cause to be transported any of the following hazardous  
2 materials across or through any ~~vehicular crossing~~ **AUTHORITY HIGHWAY** [or  
3 highway within the jurisdiction of the Maryland Transportation Authority]:

- 4 (1) Combustible liquids;
- 5 (2) Compressed gases;
- 6 (3) Corrosive liquids;
- 7 (4) Explosives;
- 8 (5) Flammable liquids;
- 9 (6) Flammable solids;
- 10 (7) Oxidizing materials;
- 11 (8) Poisonous articles; or
- 12 (9) Radioactive materials.

13 (b) The provisions of § 22-409 of this article shall apply to the transportation  
14 of any permitted hazardous material across or through any ~~vehicular crossing~~  
15 **AUTHORITY HIGHWAY** [or highway within the jurisdiction of the Maryland  
16 Transportation Authority].

17 (c) To secure and preserve life and property, the Maryland Transportation  
18 Authority may adopt rules and regulations to carry out the provisions of subsection (a)  
19 of this section.

20 21-1413.

21 (a) A person may not fail or refuse to pay the prescribed toll at any [highway  
22 or] ~~vehicular crossing~~ **AUTHORITY HIGHWAY** for which the payment of a toll is fixed.

23 (b) A person may not attempt to evade the payment of the toll at any  
24 [highway or] ~~vehicular crossing~~ **AUTHORITY HIGHWAY** for which the payment of a  
25 toll is fixed.

26 21-1414.

27 (b) (1) If the operator of a motor vehicle fails to pay the prescribed toll at  
28 any [highway or vehicular crossing] **AUTHORITY HIGHWAY** where tolls are collected  
29 by means of electronic toll collection, the registered owner of the motor vehicle shall be

1 liable to the Maryland Transportation Authority for payment of the toll and a civil  
2 penalty as provided for in the regulations of the Maryland Transportation Authority.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 July 1, 2010.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.